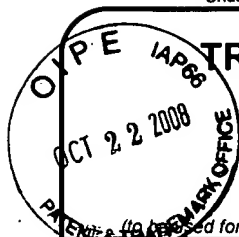


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TRANSMITTAL
FORM

This form is to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/707,448
Filing Date	November 7, 2000
First Named Inventor	Jack D. PIPPIN
Art Unit	2123
Examiner Name	J. Proctor
Attorney Docket Number	705751-2001

ENCLOSURES (Check all that apply)

- | | | |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input checked="" type="checkbox"/> Written Record of the Substance of an Examiner Interview
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input type="checkbox"/> Information Disclosure Statement
<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers
<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address
<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Refund
<input type="checkbox"/> CD, Number of CD(s) _____
<input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
- Copy of Examiner Interview Summary |
|---|--|---|

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	BINGHAM McCUTCHEN LLP		
Signature			
Printed Name	William N. Hugnet		
Date	October 22, 2008	Reg. No.	44,481

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature			
Typed or printed name		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Patent
Attorney's Docket No. 238663US25DIV/7057512001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	
)	
Jack D. PIPPIN)	Group Art Unit: 2123
)	
Application No.: 09/707,448)	Examiner: J. Proctor
)	
Filed: November 7, 2000)	Conf. No.: 8694
)	
For: TEMPERATURE AVERAGING)	
THERMAL SENSOR APPARATUS)	
AND METHOD)	
)	
)	

WRITTEN RECORD OF THE SUBSTANCE OF AN EXAMINER INTERVIEW

Attn: Mail Stop Amendments
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Applicant notes with appreciation that the Examiner made himself available for an interview on September 18, 2008 in the above-identified application. A copy of the Interview Summary of that interview is attached to this Record.

The Interview Summary was mailed September 23, 2008, providing for a non-extendable period of the longer of one month or thirty days from the interview date or the mailing date of the interview summary form, whichever is later, to file a statement of the substance of the interview. Accordingly, the present Record is timely filed October 22, 2008, within one month of the mailing of the Summary.

During the interview, the rejection of the prior, March 6, 2008 final Office Action was discussed. In particular, each of the references being relied upon in the Office Action to reject the claims, namely the Kenny, Emery, and Farwell patents, were discussed. The undersigned asserted that the references, either taken alone or in any combination, did not teach all of the elements recited in the independent claims; and, therefore, the claimed invention was distinguishable over the art of record. The undersigned further asserted that a

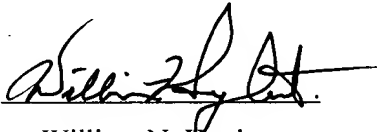
person of ordinary skill in the art of integrated circuits would have no reason to make the combination of references suggested by the Office Action.

The Examiner indicated that he would take the arguments under advisement and would consider the recently-filed, September 8, 2008 Response in view of the arguments presented during the interview.

Summary

If any fees are required in connection with this Written Record, please charge such fee to Bingham McCutchen, LLP Deposit Account No. 50-4047.

Respectfully submitted,
BINGHAM MCCUTCHEN, L.L.P.

By: 
William N. Hugnet
Reg. No. 44,481

Bingham McCutchen, L.L.P.
Intellectual Property Department
2020 K Street, N.W.
Washington, D.C. 20006
Local Telephone: (202) 373-6000
Local Facsimile: (202)-373-6001

Date: October 22, 2008



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/707,448	11/07/2000	Jack D. Pippin	238663US 25 DIV	8694

7590 09/23/2008
R. DANNY HUNTINGTON
BINGHAM McCUTCHEN, LLP
2020 K Street, NW
Washington, DC 20006

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EXAMINER

PROCTOR, JASON SCOTT

ART UNIT PAPER NUMBER

2123

MAIL DATE DELIVERY MODE

09/23/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

2014763-765751/2001
DOCKETED WNH



Interview Summary	Application No.	Applicant(s)	
	09/707,448	PIPPIN, JACK D.	
	Examiner	Art Unit	
	JASON PROCTOR	2123	

All participants (applicant, applicant's representative, PTO personnel):

(1) JASON PROCTOR. (3) _____

(2) William Hughet (44,481). (4) _____

Date of Interview: 18 September 2008.

Type: a) ☐ Telephonic b) ☐ Video Conference
c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.
If Yes, brief description: _____

Claim(s) discussed: NA.

Identification of prior art discussed: Kenny, Emery, Farwell.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Discussion of remarks in the recent submission. Discussion of prior art and how Applicants believe the claimed invention is distinguished over the prior art.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/JASON PROCTOR/